

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

In re:	)	Chapter 11
	)	
Squirrels Research Labs LLC <i>et al.</i> , <sup>1</sup>	)	Case No. 21-61491
	)	<i>(Request for Joint Administration Pending)</i>
Debtors.	)	
	)	Judge Russ Kendig

**MOTION OF DEBTORS TO SHORTEN TIME TO RESPOND TO, AND EXPEDITE  
THE HEARING ON THE MOTION FOR AN ORDER (A)(I) ESTABLISHING AND  
APPROVING BID PROCEDURES RELATED TO THE SALE OF CERTAIN OF THE  
DEBTORS' ASSETS PURSUANT TO 11 U.S.C. § 105(A), INCLUDING THE  
DESIGNATION OF A STALKING HORSE BIDDER AND RELATED BID  
PROTECTIONS; (II) APPROVING CONTRACT/LEASE ASSUMPTION AND  
ASSIGNMENT PROCEDURES AND THE FORM AND NOTICE THEREOF; (III)  
SCHEDULING THE AUCTION; (IV) SCHEDULING A HEARING AND OBJECTION  
DEADLINE WITH RESPECT TO THE SALE; (V) APPROVING THE FORM AND  
NOTICE THEREOF; AND (VI) GRANTING RELATED RELIEF; AND (B)(I)  
AUTHORIZING SALE OF CERTAIN OF DEBTOR'S PROPERTIES FREE  
AND CLEAR OF LIENS, CLAIMS, ENCUMBRANCES AND INTERESTS  
PURSUANT TO 11 U.S.C. §§ 105 AND 363; AND (II) APPROVING  
ASSUMPTION AND ASSIGNMENT OF EXECUTORY CONTRACTS AND  
UNEXPIRED LEASES; AND (C) GRANTING RELATED RELIEF**

The above-captioned debtors and debtors-in-possession (each a “Debtor” and collectively, the “Debtors”), in the above-captioned Chapter 11 cases (the “Cases”), hereby move (the “**Motion**”) pursuant to §§ 102 and 105 of Title 11 of the United States Code (the “**Bankruptcy Code**”) and Rules 2002(a)(6), 9006(c) and 9007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rule 9013-1 of the Local Rules of Bankruptcy Procedure (the “**Local Rules**”) to shorten the response time and expedite the hearing for its Motion for an Order:

(A)(I) Establishing and Approving Bid Procedures Related to the Sale of Certain of the Debtors’

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Squirrels Research Labs LLC (9310), case no. 21-61491 and The Midwest Data Company LLC (1213), case no. 21-61492.

Assets Pursuant to 11 U.S.C. § 105(A), Including the Designation of Stalking Horse Bidder and Related Bid Protections; (II) Approving Contract/Lease Assumption and Assignment Procedures and the Form and Notice Thereof; (III) Scheduling the Auction; (IV) Scheduling a Hearing and Objection Deadline with Respect to the Sale; (V) Approving the Form and Notice Thereof; and (VI) Granting Related Relief; and (B)(I) Authorizing Sale of Debtor's Properties Free and Clear of Liens, Claims, Encumbrances, and Interests Pursuant to 11 U.S.C. §§ 105 and 363; and (II) Approving Assumption and Assignment of Executory Contracts and Unexpired Leases; and (C) Granting Related Relief (the "**Sale Motion**"). In support of this Motion, the Movant respectfully represents as follows:

### **JURISDICTION**

1. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue for this proceeding and this Motion is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

### **BACKGROUND**

2. On November 23, 2021, the Debtors each filed a voluntary petition for relief under subchapter V of Chapter 11 of Title 11 of the United States Code (the "Bankruptcy Code"). There is a request pending for the joint administration of the cases for procedural purposes only.

3. The Debtors are operating their businesses as debtors and debtors-in-possession pursuant to 11 USC § 1184. No trustee, examiner, or official committee of unsecured creditors has been appointed in Debtors' cases.

4. The factual background supporting this Motion is set forth in the Declaration of David Stanfill filed with the Court on November 23, 2021.

5. Contemporaneously with the filing of this Motion, the Debtor has filed the Sale Motion.

**RELIEF REQUESTED**

6. The Movant seeks an order, pursuant to §§ 102(1)(B) and 105 of the Bankruptcy Code, Bankruptcy Rules 9006(c) and 9007, and Local Rule 9013-1: (i) shortening the time to respond to the Motion; and (ii) expediting the hearing on the Motion.

7. Pursuant to Local Bankruptcy Rule 9013-1(a), all persons entitled to notice must be afforded fourteen (14) days' notice of a particular motion, or such other time as specified by statute or order of the Court. Further, Bankruptcy Rule 9006(c) expressly provides that the Court, for cause shown, may reduce the notice period with or without notice. The Movant submits that cause exists as required by the aforementioned Bankruptcy Rules for shortening the notice period.

8. Movant seeks to expedite consideration in order that the process of establishing procedures for the sale of the Debtors' assets can be set in motion so that (1) the Debtors' operations can be stabilized, (2) the assets can be exposed to the market promptly, and (3) the timeline set forth in the Sale Motion can be kept. Movant further states that counsel for Avnet, Squirrels Research Labs LLC's secured lender has reviewed the Motion and has indicated no objection by email to Movant's counsel.

Therefore, cause exists for shortening the notice period such that responses will be due on **November 30, 2021 by 11:59 p.m. (EST).**

Movant therefore requests that the Court schedule a hearing on this matter for **December 1, 2021 at 2:00 p.m. (EST)**, to be held only if objections are timely filed and served.

WHEREFORE, Debtors respectfully request that the Court enter an order substantially in the form attached hereto as Exhibit A, granting the relief requested in this Motion and granting such other and further relief as is appropriate under the circumstances.

Dated: November 23, 2021

Respectfully submitted,

/s/ Julie K. Zurn

Marc B. Merklin (0018195)  
Julie K. Zurn (0066391)  
BROUSE MCDOWELL, LPA  
388 S. Main Street, Suite 500  
Akron, Ohio 44311  
Telephone: (330) 535-5711  
Facsimile: (330) 253-8601  
mmerklin@brouse.com  
jzurn@brouse.com

*Counsel for the Debtor  
and Debtor-in-Possession*